

Electronically Recorded

Tarrant County Texas

Official Public Records

1/27/2010 9:21 AM

D210019008



PGS 2 \$20.00

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

**AMENDMENT AND RATIFICATION OF OIL, GAS AND MINERAL LEASE  
AND MEMORANDUM OF OIL AND GAS LEASE**

STATE OF TEXAS       §  
                                  §  
COUNTY OF TARRANT §

KNOW ALL MEN BY THESE PRESENTS:

Reference is here made to the following Oil and Gas Lease ("said Lease") covering lands in Tarrant County, Texas, to wit:

Oil, Gas and Mineral Lease dated August 5, 2009, between Elsie Ray, a single person, Lessor, and XTO Energy Inc., as Lessee, and the Memorandum of Oil and Gas Lease recorded as instrument D209267779 in the Official Public Records of Tarrant County, Texas.

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned parties Lessor and Lessee do hereby amend said Lease as follows, to wit:

That Paragraph 5 of Addendum to said Lease is amended to read as follows:

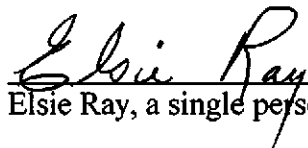
It is provided that should Lessee elect to exercise the pooling and/or unitization provisions set forth in the Lease, and any of the acreage covered by this lease is included in a pool and/or unit, then all the acreage subject to the terms of this lease will be included in one or more pools and/or units.

The undersigned Lessor hereby ratifies and confirms said Lease, and agrees and declares that said Lease, and all of its terms and provisions, as amended hereby, is binding on her, her heirs, successors and assigns, and is a valid and subsisting oil and gas lease; and Lessor does hereby lease, demise and let the lands described in said Lease as recorded to Lessee, its successors and assigns, in accordance with all of the terms of said Lease, as amended hereby and is effective as of August 5, 2009, date of the Lease.

DATED the 13<sup>th</sup> day of January 2010.

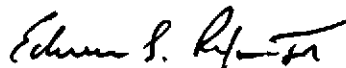
LESSOR:

LESSEE:



Elsie Ray, a single person

**XTO ENERGY INC.**  
a Delaware corporation



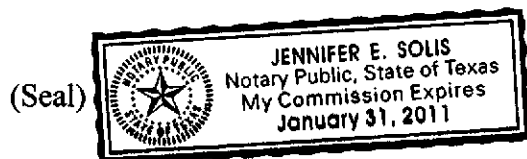
By: Edwin S. Ryan, Jr.  
Senior Vice President-Land Administration

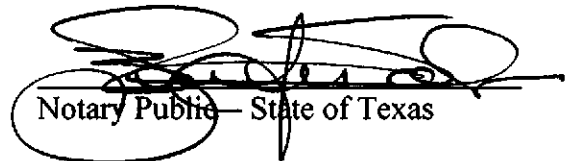
34

ACKNOWLEDGMENT

STATE OF TEXAS  
COUNTY OF TARRANT

This instrument was acknowledged before me on the 13<sup>th</sup> day of January, 2010 by Elsie Ray, a single person.



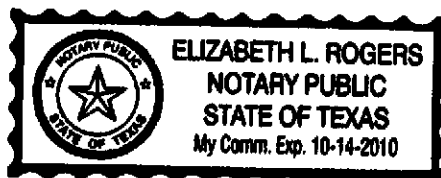
  
Notary Public - State of Texas

ACKNOWLEDGMENT

STATE OF TEXAS       §  
COUNTY OF TARRANT   §

This instrument was acknowledged before me on the 21<sup>st</sup> day of January, 2010 by Edwin S. Ryan, Jr., Senior Vice President-Land Administration of XTO Energy Inc. a Delaware Corporation, on behalf of said corporation.

(Seal)



  
Notary Public, State of Texas

Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt. # 1136  
Fort Worth, TX 76137